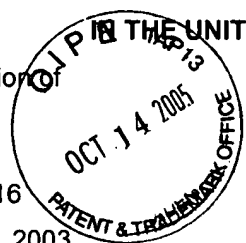


IPU



UNITED STATES PATENT AND TRADEMARK OFFICE
In re Patent Application of
FUKUI et al
Serial No. 10/698,516
Filed: November 3, 2003
Title: SEMICONDUCTOR DEVICE AND MANUFACTURING METHOD OF SAME
Atty Dkt. 1035-477
C# M#
TC/A.U. 2811
Examiner: Nguyen, C. Q.
Date: October 14, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.**

Fees are attached as calculated below:

Total effective claims after amendment	16	minus highest number	
previously paid for	20	(at least 20) =	0 x \$50.00
			\$0.00 (1202)/\$0.00 (2202) \$
Independent claims after amendment	4	minus highest number	
previously paid for	4	(at least 3) =	0 x \$200.00
			\$0.00 (1201)/\$0.00 (2201) \$

If proper multiple dependent claims now added for first time, (ignore improper); add
\$360.00 (1051)/\$180.00 (2051) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this
paper and attachment(s)
One Month Extension \$120.00 (1251)/\$60.00 (2251)
Two Month Extensions \$450.00 (1252)/\$225.00 (2252)
Three Month Extensions \$1020.00 (1253)/\$510.00 (2253)
Four Month Extensions \$1590.00 (1254)/\$795.00 (2254) \$

Terminal disclaimer enclosed, add
\$130.00 (1814)/\$65.00 (2814) \$

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee	\$180.00 (1806)	\$
Assignment Recording Fee	\$40.00 (8021)	\$
Other:		\$

TOTAL FEE ENCLOSED \$ 0.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

901 North Glebe Road, 11th Floor
Arlington, Virginia 22203-1808
Telephone: (703) 816-4000
Facsimile: (703) 816-4100
HWB:lsH

NIXON & VANDERHYE P.C.
By Atty: H. Warren Burnam, Jr., Reg. No. 29,366

Signature:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

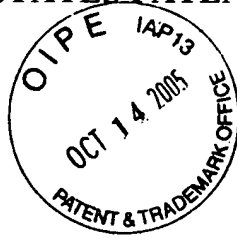
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For: SEMICONDUCTOR DEVICE AND MANUFACTURING
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Atty. Ref.: 1035-477

Group: 2811

Examiner: Nguyen, C. Q.

* * * * *

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

ELECTION UNDER 35 USC §121

In response to the Office Action dated September 26, 2005 holding the subject matter of claims 1-14 to be non-obvious and patentably distinct from that of claim 15, Applicant(s) hereby elect the invention of Group I, (upon which claims 1-14 are readable) for further substantive examination.

This election is made without traverse. However, since a restriction requirement is never proper unless the restricted group of claims is patentably distinct (i.e., inter alia, non-obvious under 35 USC §103) from the elected group of claims, the Examiner is requested to insure that such patentable distinctness is present before proceeding to make the requirement final.

It is respectfully requested that the non-elected claims be retained for use with a possible divisional application.

Respectfully submitted,
NIXON & VANDERHYE P.C.

October 14, 2005

By:

H. Warren Burnam, Jr.

Reg. No. 29,366

HWB:lsh
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Arlington, VA 22203-1808
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Facsimile: (703) 816-4100